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From: Jeffrey M. Libby, Reg. No. 48,251

Date: July 27, 2005

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I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office on July 27, 2005.

Typed or Printed Name: Jeffrey M. Libby

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Re.: Restriction Requirement mailed June 30, 2005 for US patent application
10/666,642, filed 18 September, 2003

This submission includes:

1. Transmittal (1 page, in duplicate); and
2. Response to Restriction Requirement and Preliminary Amendment (7 pages)

PTO/SB/21 (09-04)


Approved for use through 07/31/2006. OMB 0651-0031

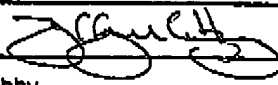
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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/666,642	
	Filing Date	September 18, 2003	
	First Named Inventor	JIANG, Cai-Zhong	
	Art Unit	1638	
	Examiner Name	BAUM, Stuart F.	
Total Number of Pages in This Submission	9*	Attorney Docket Number	MBI-0054US

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply (7 pages) <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): 1. Facsimile cover page*
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Firm Name	Mendel Biotechnology, Inc.		
Signature			
Printed name	Jeffrey M. Libby		
Date	July 27, 2005	Reg. No.	48,251

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Typed or printed name	Jeffrey M. Libby
Date	July 27, 2005

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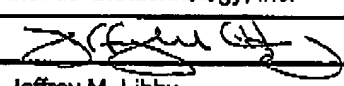
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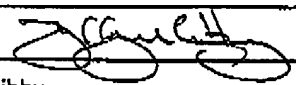
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JUL 27 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: 10/666,642)

In re application of: JIANG, Cai-Zhong, *et al.*)

Filed: 18 September, 2003)

Art Unit: 1638)

Examiner: BAUM, Stuart F.)

Docket No. MBI-0054 US)

Customer No. 47334)

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**RESPONSE TO RESTRICTION REQUIREMENT AND
PRELIMINARY AMENDMENT**

Sir:

In response to the Restriction Requirement mailed June 30, 2005 for the above-referenced patent application, Applicants hereby elect Group I, Claims 1-20, drawn to a recombinant polynucleotide, a transgenic plant that expresses the recombinant polynucleotide, and a method for producing a transgenic plant having an altered characteristic. Applicants also elect SEQ ID NO: 193 and a nucleic acid encoding SEQ ID NO: 194. SEQ ID NO: 193 corresponds to the G1274 polynucleotide and SEQ ID NO: 194 corresponds to the G1274 polypeptide.

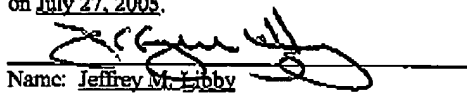
Amendments to the Specification begin on page 2 of this paper.

Amendments to the Claims begin on page 3 of this paper.

Remarks begin on page 6 of this paper.

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